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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

<i>Application Number</i>	10/004,365
<i>Filing Date</i>	November 1, 2004
<i>First Named Inventor</i>	BARATUCI, et al.
<i>Group Art Unit</i>	3635
<i>Examiner Name</i>	Basil S. Katcheves
<i>Attorney Docket Number</i>	0124-112

**This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.**

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a.  Previously submitted
  - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_
  - ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
  - iii.  Other \_\_\_\_\_
- b. Enclosed
  - i.  Amendment/Reply
  - ii.  Affidavit(s)/Declarations
  - iii.  Information Disclosure Statement (IDS)
  - iv.  Other \_\_\_\_\_

2. Miscellaneous

- a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.170(l) required.)
- b.  Other \_\_\_\_\_
- 3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
  - a.  The Director is hereby authorized to charge any necessary fees, or credit any overpayments, to Deposit Account No. 02-2135.
  - b.  Check in the amount of \$ 2,184.00 enclosed to cover the following fees:
    - i.  RCE fee required under 37 C.F.R. § 1.17(e) \$770.00
    - ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) \$950.00
    - iii.  Other Fee Transmittal with additional claims totaling \$464.00
  - c.  Payment by credit card (Form PTO-2038 enclosed.)

**RECEIVED**

SEP 28 2004

**GROUP 3600**

**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

NAME AND REG. NUMBER	Brian A. Tollefson, Registration No. 46,338		
SIGNATURE		DATE	September 24, 2004



Total Amount of Payment	(\$)	2,184.00	Attorney Docket Number	0124-112	SEP 28 2004
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#### METHOD OF PAYMENT (check one)

1.  The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
- Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- Applicant claims small entity status
2.  Payment Enclosed
- Check
- Credit Card

#### FEE CALCULATION

##### 1. FILING FEE

Fee	Fee	Code	\$	Fee Description	Fee Paid
1001	750	Utility filing fee	[ ]		
1002	330	Design Filing Fee	[ ]		
1003	520	Plant Filing Fee	[ ]		
1004	750	Reissue Filing Fee	[ ]		
1005	160	Provisional Filing Fee	[ ]		

SUBTOTAL \$

##### 2. CLAIMS

Paid	Extra Claims	Fee	Fee
Total Claims	[ 53 ] - 32** = [ 21 ] x \$18 = [ 378.00 ]		
Independent Claims	[ 5 ] - 4 * = [ 1 ] x 86 = [ 86.00 ]		
Multiple Dependent Claims	+ 290 = [ ]		

\*\*or number previously paid, if greater;

SUBTOTAL \$ 464.00

Complete if Known	
Application Number	10/004,365
Filing Date	November 1, 2001
First Named Inventor	James L. BARATUCI, et al.
Examiner Name	Basil S. Katcheves
Group Art Unit	3635
<b>RECEIVED</b>	

#### FEE CALCULATION (continued)

##### 3. ADDITIONAL FEES

Fee Code	Fee Paid	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	[ ]
1052	50	Surcharge - late provisional filing fee or cover sheet	[ ]
1053	130	Non-English specification	[ ]
1812	2,520	For filing a request for reexamination	[ ]
1804	920	Requesting publication of SIR prior to Examiner action	[ ]
1805	1,840*	Requesting publication of SIR after Examiner action	[ ]
1251	110	Extension for reply within first month	[ ]
1252	420	Extension for reply within second month	[ ]
1253	950	Extension for reply within third month	[ 950.00 ]
1254	1,480	Extension for reply within fourth month	[ ]
1255	2,010	Extension for reply within fifth month	[ ]
1401	330	Notice of Appeal	[ ]
1402	330	Filing a brief in support of an appeal	[ ]
1403	290	Request for Oral Hearing	[ ]
1451	1,510	Petition to institute a public use proceeding	[ ]
1452	110	Petition to revive -unavoidable	[ ]
1453	1,330	Petition to revive - unintentional	[ ]
1501	1,330	Utility issue fee (or reissue)	[ ]
1502	480	Design issue fee	[ ]
1503	640	Plant issue fee	[ ]
1460	130	Petitions to the Commissioner	[ ]
1807	50	Processing fee under 37 CFR 1.17(q)	[ ]
1806	180	Submission of Information Disclosure Statement	[ ]
8021	40	Recording each patent assignment per property (times number of properties)	[ ]
1809	770	Filing a submission after final rejection (37 CFR .129(a))	[ ]
1810	770	For each additional invention to be examined (37 CFR 1.129(b))	[ ]
1801	770	Request for Continued Examination (RCE)	[ 770.00 ]
1802	900	Request for expedited examination of a design application	[ ]
1504	300	Publication fee for early, voluntary, or normal publication	[ ]
1505	300	Publication fee for republication	[ ]
1455	200	Filing application for patent term adjustment	[ ]
1456	400	Request for reinstatement of term reduced	[ ]
Other fee (specify) [ ]			

\* Reduced by Basic Filing Fee Paid

SUBTOTAL \$ 1,720.00

SUBMITTED BY			Complete (if applicable)		
NAME AND REG. NUMBER	Brian A. Tollefson, Reg No. 46,338				
SIGNATURE		DATE	SEPTEMBER 24, 2004	DEPOSIT ACCOUNT USER ID	02-2135